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Patent Docket P5009R1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  Avi Ashkenazi, et al.  Serial No.: 09/938,418 /  Filed: August 23, 2001  For: <i>COMPOSITIONS AND METHODS FOR THE DIAGNOSIS AND TREATMENT OF TUMOR</i>	Group Art Unit: Not yet assigned  Examiner: Not yet assigned  CONFIRMATION NO: 2589  <b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on  December 6, 2001   Teri Renshaw
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**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

This is responsive to the Notice to File Missing Parts - Filing Date Granted dated October 11, 2001. Transmitted herewith are the following documents:

1. Declaration duly executed.
2. Copy of Notice to File Missing Parts of Non-Provisional Application.

The Commissioner is hereby authorized to deduct the appropriate surcharge fee of \$130 associated with this communication or credit any overpayment to Deposit Account No. 07-0630. A duplicate of this sheet is enclosed.

Respectfully submitted,

GENENTECH, INC.

By:

Mark T. Kresnak, Ph.D

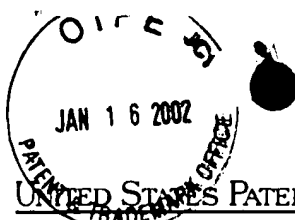
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/938,418	08/23/2001	Avi Ashkenazi	P5009R1

CONFIRMATION NO. 2589

FORMALITIES LETTER



\*OC000000006939720\*

Attn: Mark T. Kresnak, Ph.D.  
GENENTECH, INC.  
1 DNA WAY  
SOUTH SAN FRANCISCO, CA 94000

Date Mailed: 10/19/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice MUST be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE